

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 7850 of 1996

For Approval and Signature:

Hon'ble MR.JUSTICE S.D.DAVE

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
  2. To be referred to the Reporter or not?
  3. Whether Their Lordships wish to see the fair copy of the judgement?
  4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
  5. Whether it is to be circulated to the Civil Judge?

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GANPATBHAI CHHIBABHAI PATEL

Versus

STATE OF GUJARAT

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Appearance:

MR PJ VYAS for Petitioners  
MR SP DAVE, AGP for Respondent No. 1, 3  
MR PRASHANT DESAI, for Respondent no.2

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CORAM : MR.JUSTICE S.D.DAVE

Date of decision: 22/01/97

ORAL JUDGEMENT

Rule. Learned Govt. Counsel Mr.S.P.Dave waives the service of Rule for respondent nos.1 and 3 while the same is waived by learned Counsel Mr.Prashant Desai for respondent no.2.

The present petition is hereby disposed of by

saying that, the Competent Authority shall decide the pending applications submitted by the petitioners under Section 21 of the Urban Land (Ceiling and Regulation) Act, 1976, within a period of three months from the date of the receipt of the writ of the present orders, according to law and on merits, after affording a reasonable opportunity of being heard to all the parties including the Surat Municipal Corporation. All the contentions which the parties wanted to raise before me are kept alive and open and they could be considered by the Authority taking the appropriate decision. I have no opinion of my own to express on the merits of the case. The petition stands allowed with the above said observation. Rule is made absolute to the above said extent.

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